PTO/SB/21 (05-03)

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OBURA TO AA		•	Application Number	10/607,224
TRAN	NSMITTAL	-	Filing Date	June 26, 2003
· F	FORM		First Named Inventor	David L. Adler
(to be used for all co	rrespondence after i	nitial filing)	Art Unit	not yet known
			Examiner Name	not yet known
Total Number of Page	s in This Submissior	6 **	Attorney Docket Numbe	r 10011.001610 (P1099)
		ENCLO	OSURES (check all that apply	()
Fee Transmittal F	Form (in duplicate)		ment Papers Application)	After Allowance Communication to Group
☐ Fee Attached	ı	☐ Drawing	g(s)	Appeal Communication to Board of Appeals and Interferences
Amendment / Res	sponse	Licensi	ng-related Papers	Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
☐ After Final		Petition	1	☐ Proprietary Information
☐ Affidavits/dec	laration(s)		to Convert to a onal Application	☐ Status Letter
Extension of Time Request		Power of Attorney, Revocation Change of Correspondence Address		Other Enclosure(s) (please identify below):
_		☐ Terminal Disclaimer		PTO Form SB-08;
Express Abandor	ment Request	Request for Refund		Copy of listed Refs: A - E documents; Return receipt postcard
☑ Information Disclo	sure Statement	CD, Nu	mber of CD(s)	
Certified Copy of Document(s)	Priority	Remar	ks ** does not includ	le pages of listed references
Response to Miss Incomplete Applic	sing Parts/ cation			
Response to Parts under 3 1,52 or 1.53	Missing 7 CFR			
	SIGNA	TURE OF A	PPLICANT, ATTORNEY	OR AGENT
Firm <i>or</i> Individual name	James K. Okamoto OKAMOTO & BEN		•	
Signature	Jank	. 0_		
Date	September 15, 200)3		
		CER	TIFICATE OF MAILING	
I hereby certify that the Service with sufficier Alexandria, VA 22313	it postage as first o	class mail in	mile transmitted to the USP an envelope addressed to:	O or deposited with the United States Postal Commissioner for Patents, P.O. Box 1450,
Typed or printed name	e James K. Oka	moto		
Signature Data Contember 45, 2003				

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THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

David L. Adler, et al.

Serial No. 10/607,224

Filed:

June 26, 2003

Title: Filtered E-Beam Inspection and

Review

Examiner: not yet known

Art Unit: not yet known

Atty. Dkt. No.: 10011.001610

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Under 37 C.F.R. §1.56 and §§1.97-98

Sir:

Pursuant to the provisions of 37 CFR 1.56 and §§1.97-98, enclosed herewith is form PTO/SB/08 (substitute for form 1449A/PTO) listing references which may be material to the examination of this application, and with respect to which there may be a duty to disclose. The filing of this Information Disclosure Statement shall not be construed as a representation regarding the completeness of the list of references, or that inclusion of a reference in this list is an admission that it is prior art or is pertinent to this application, or that a search has been made, or as an admission that the information listed is, or may be considered to be, material to patentability, or that no other material information exists, and shall not be construed as an admission against interest in any manner.

A copy of each listed reference is enclosed herewith, unless no such copy is required pursuant to 37 CFR § 1.98(d).

	This application relies, under 35 U.S.C. § 120, on the earlier filing date of prior
•	application Serial No. [SERIAL NUMBER], filed on [FILING DATE], and the
	references cited therein are hereby listed but are not required to be provided in
	this application under 37 CFR § 1.98(d).

Pursuant to 37 CFR §1.97, this Information Disclosure Statement is being submitted under the section indicated below.

\boxtimes	37 CFR §1.97(b).
	37 CFR §1.97(c). If so, then either: Applicant certifies pursuant to 37 CFR § 1.97(e) that either: each item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Statement; OR no item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application or, to the knowledge of the person signing this certification after making reasonable inquiry, was known to any individual designated under 37 CFR § 1.56 (c) more than three months prior to the filing of this Statement. OR Applicant submits the petition fee of \$180 as set forth in 37 CFR §
	1.17(p). 37 CFR § 1.97(d). If so, then both: □ Applicant certifies pursuant to 37 CFR § 1.97(e) that either: □ each item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more that three months prior to the filing of this Statement; OR □ no item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application or, to the knowledge of the person signing this certification after making reasonable inquiry, was known to any individual designated under 37 CFR § 1.56(c) more than three months prior to the filing of this Statement. AND □ Applicant submits the petition fee of \$180 as set forth in 37 CFR § 1.17(p).

Consideration of the listed references and favorable action are respectfully solicited.

Respectfully submitted,

David L. Adler, et al.

Dated: September 15, 2003

Attorney For Applicant(s)

Reg. No. 40,110

OKAMOTO & BENEDICTO LLP

P.O. Box 641330

San Jose, CA. 95164-1330

Tel.: (408) 436-2110 Fax: (408) 436-2114

CERTIFICATE OF MAILING I hereby certify that this correspondence, including the enclosures identified herein, is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below. If the Express Mail Mailing Number is filled in below, then this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service pursuant to 37 CFR 1.10. Signature: Typed or Printed Name: James K. Okamoto September 15, 2003 Express Mail Mailing Number (optional):

PTO/SB/08a (05-03)

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Sostitute for form 1449A/PTO				Complete if Known			
INFORMATION DISCLOSURE				Application Number	10/607,224		
			CLOSURE	Filing Date	June 26, 2003		
STA	TEMENT E	BY A	PPLICANT	First Named Inventor	David L. Adler		
				Art Unit	not yet known		
	(use as many sh	neets as	necessary)	Examiner Name	not yet known		
Sheet	1	of-	2 .	Attorney Docket Number	10011.001610 (P1099)		

Examiner	Cite	Document Number	Name of Patentee or Applicant of		Pages, Columns, Lines, Where Relevant	
Initials *	No.1	Number - Kind Code ² (if known)	MM-DD-YYYY	Cited Document	Passages or Relevant Figures Appear	
	Α	US- 5,493,116	Feb. 20, 1996	Toro-Lira, et al.		
	В	US- 5,578,821	Nov. 26, 1996	Meisberger, et al.		
	С	US- 5,973,323	Oct. 26, 1999	Adler, et al.		
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		FOREIGN PA	TENT DOCU	MENTS		
		Foreign Patent Document		Name of Patentee or	Pages, Columns, Lines,	
Examiner Initials*	Cite No.	Country Code ³ - Number ⁴ - Kind Code ⁵ (<i>if known</i>)	Publication Date MM-DD-YYYY	Applicant of Cited Document	Where Relevant Passages or Relevant Figures Appear	T ⁶
	D	WO 96/08835	21 Mar 1996	Metrologix, Inc.		
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Examiner Signature	Date Considered	

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. 1 Applicant's unique citation designation number (optional). 2 See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. 3 Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). 4 For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. 5 Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. 6 Applicant is to place a check mark here if English language Translation is attached.

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Substitute for form 1449A/PTO

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(use as many sheets as necessary)

Sheet 2 of 2

Complete if Known				
Application Number	10/607,224			
Filing Date	June 26, 2003			
First Named Inventor	David L. Adler			
Group Art Unit	not yet known			
Examiner Name	not yet known			
Attorney Docket Number	10011.001610 (P1099)			

	OTHER PRIOR ART NON PATENT LITERATURE DOCUMENTS			
Examiner Cite Initials * Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), titl			of le T²	
	E	A. KHURSEED, et al "An add-on secondary electron energy spectrometer for scanning electron microscopes" March 2001 American Institute of Physics, pages 1708-1714, vol. 72, no. 3; Singapore.		
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Examiner	1	Date	
Signature		Considered	

^{*}EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

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